

20.05.2026

Present : Sh. A.S. Rajpoot, Ld. Counsel for the plaintiff.
Sh. Safeekh Khan, Ld. Counsel for the defendant
through VC.

An application seeking early adjudication/disposal of the application under Order VII Rule 14 CPC along with an application under Order VII Rule 14 read with Section 151 CPC for taking additional documents on record has been filed on behalf of the defendant along with documents. Copy of the same has been supplied.

Order on the application under Order VII Rule 14 read with Section 151 CPC dated 03.06.2024, application under Order VII Rule 14 read with Section 151 CPC dated 13.05.2026, and application seeking early adjudication/disposal of the application under Order VII Rule 14 CPC:-

1. In the application dated 03.06.2024 filed on behalf of the defendants seeking permission to place certain documents on record, it is stated that Defendant No. 2 had purchased the suit property from the plaintiff (since deceased) vide Agreement to Sell and Purchase dated 08.05.2001 along with other transfer documents after payment of the entire sale consideration amounting to Rs. 50,000/-, and that the defendants have been in peaceful possession

of the suit property for more than 22 years. It is further averred that, after selling the property, the plaintiff never visited Delhi or resided with the defendants and failed to hand over the original chain/title documents despite repeated requests. It is also contended that the present suit is barred by limitation and that the plaintiff has no locus standi, right, title or interest in the suit property. Allegations have also been made regarding concealment of material facts and institution of the present suit with malafide intentions. It is further stated that, while the plaintiff claimed to be residing at the suit property in Delhi, certain records allegedly reveal that the plaintiff was residing at Village Pilona, Aligarh. Accordingly, the defendants seek to place on record: (i) photocopy of Status Report dated 16.08.2017 filed by IO/SI Kuldeep Bhati in complaint case titled “Sharafat Vs. Liyakat & Ors.”, PS Ghazipur, Delhi, along with statement of witness examined; (ii) photocopy of Form 16A issued in favour of Defendant along with other documents showing occupation/residential use of the suit property prior to the present dispute; and (iii) photocopy of Certificate dated 01.04.2024 issued by the Principal of Secondary School, Village Pilona, Java, Aligarh, U.P. It is submitted that the said documents came into possession of the defendants belatedly and are necessary for fair adjudication of the present suit.

In another application under Order VII Rule 14 read with Section 151 CPC dated 13.05.2026 filed on behalf of the applicant/defendant seeking permission to place additional documents on record, it is stated that, at the time of recording of the

examination-in-chief of the applicant/defendant, it came to his knowledge that only one side of the marksheet of Taiyab had been filed along with the written statement. Accordingly, permission is sought to place on record both sides of the said marksheet. It is further submitted that the applicant/defendant also seeks to place on record a copy of Complaint Case No. 894/2016 under Section 156(3) Cr.P.C., filed against the applicant/defendant before the Court of JMFC Court No. 2, Aligarh, U.P. It is stated that the said document is necessary to substantiate the plea regarding the alleged pressure exerted upon the applicant/defendant. It is further averred that the aforesaid documents are material for proper adjudication of the present case and that non-taking of the same on record would cause irreparable loss and prejudice to the applicant/defendant. It is also submitted that no prejudice would be caused to the plaintiff if the present application is allowed, as the documents are necessary for determining the real controversy involved in the matter. Accordingly, it is prayed that both the applications be allowed.

2. Ld. counsel for the plaintiff submits that he does not wish to file any reply to the applications and is ready to advance arguments thereon forthwith. He further submits that, without prejudice to his rights and contentions and without admitting any averments made in the applications, he has no objection if the applications are allowed, subject to imposition of heavy costs.

3. I have heard the learned counsel for both parties, carefully perused the record, and considered the above said submissions.

4. In view of the no objection given by the Ld. counsel for the plaintiff, both the applications under Order VII Rule 14 read with Section 151 CPC dated 03.06.2024 and 13.05.2026 are allowed, subject to costs of Rs. 1,000/- to be paid by the defendant to the plaintiff.

The documents referred to in the aforesaid applications are taken on record subject to payment of the said costs and all just exceptions.

Accordingly, **both the applications** stand **disposed of**. Consequently, **the application** seeking early adjudication/disposal of the applications under Order VII Rule 14 CPC also stands **disposed of**.

Put up for further proceedings on **01.07.2026**.

(Vikas Garg)
DJ-05/East/KKD
Delhi/20.05.2026